FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner, herein, requests a special exception to permit a service garage on the subject property more particularly described in Petitioner's Exhibit 1 . Appearing on behalf of the Petitioner was Mark Llewlyn, its representative agent and David S. Thaler, a registered professional engineer. The Petitioner was represented by Benjamin Bronstein. No Protestants were present.

Proffered testimony indicated the subject property known as 6707 White Stone Road is zoned ML IM and is part of the Meadows Industrial Park, a planned industrial park of over 25 acres in the Second Councilmanic District of Baltimore County. The subject property does not have direct access to an arterial street. The special exception will utilize 5320 sq. ft. of an existing building in addition to the parking for ambulances as shown on \$\pmuxhibit 1. May Ambulance Service, Inc., the tenant of the Petitioner will utilize the space for a private ambulance service principally serving the tenants of the industrial park, including Security Medical Walk In Clinic, Inc. as per Petitioner's Exhibit May Ambulance Service operates a 24 hour operation for nonmergency patients.

The space, within the building, will be utilized for offices as was done by the previous tenant. Other than minor vehicle service such as changing light bulbs, all maintenance on the ambulances will be performed off site. The Office of Planning and Zoning has recommended approval of the Petitioner's request. In view of the extensive landscaping on site no further landscaping requirements will be required.

▼ , •

A service garage is permitted in the planned industrial park of at least 25 acres in net or in an IM zone provided there is no direct access to an arterial street other than a Class 1 motorway and provided further that it is shown that the use will serve primarily the industrial users and related activities in the surrounding industrial area. The Petitioner has met that burden.

The Petitioner also had the burden of adducing testimony and evidence which would show that the proposed use met the prescribed standards and requirements set forth in Section 502.1 of the B.C.Z.R. The Petitioner has shown that the proposed use would be conducted without real detriment to the neighborhood and would not adversely affect the public interest. The facts and circumstances do not show that the proposed use at the particular location described by Petitioner's Exhibit 1 would have any adverse impact above and beyond that inherently associated with such special exception use, irrespective of its location within the zone in citing Schultz v Pritts, 432 A.2d 1319 (1981).

The proposed use will not be detrimental to the health, safety or general welfare of the locality nor tend to create congestion in purposes of the property zoning classification, nor in any other way be inconsistent with the spirit and intent of the B.C.Z.R. After reviewing all of the testimony and evidence presented, it appears that the special exception should be granted with certain restriction as more fully described below.

public hearing on this Petition held, and for the reasons given above, the relief requested in the special exception should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 16th day of October, 1992 that the Petition for Special Exception to permit a service garage on the property described herein in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following

> The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

> > 1/0/1000 TIMOTHY M/ KOTROCO Deputy Zoning Commissioner for Baltimore County

CEIVED

roads, streets, or alleys therein, nor be inconsistent with the

Pursuant to the advertisement, posting of the property, and

restriction:

(410) 887-4386

October 20, 1992

Baltimore Count, George transent

Zoning Commissioner
Office of Planning and Zoning

Benjamin Bronstein, Esquire 29 West Susquehanna Avenue, Suite 205 Towson, Maryland 21204

RE: PETITION FOR SPECIAL EXCEPTION W/S White Stone Road, 380' N of the c/l of Whitehead Road (6707 White Stone Road) 1st Election District - 2nd Councilmanic District Meadows Park Limited Partnership - Petitioners Case No. 93-83-X

Dear Mr. Bronstein:

Suite 113 Courthouse

Towson, MD 21204

400 Washington Avenue

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Exception has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3351.

Very truly yours,

TINATA IN KOTROCO Deputy Zoning Commissioner

for Baltimore County

cc: D. S. Thaler & Associates 7115 Ambassador Road, Baltimore, Md. 21207 People's Counsel

File

TMK:bjs

Petition for Special Exception

to the Zoning Commissioner of Baltimore County

for the property located at 6707 White Stone Road

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Regulations of Baltimore County, to use the herein described property for

service garage.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee:	Logal Commonst: Meadows Park Limited Partnersh:
· -	Russel Asset Management, Inc.
(Type or Print Name)	(Type or Print Name)
	William R. Russel
Signature	Signature
	William R. Russel, President
Address	(Type or Print Name)
City State Zipcode	Signature
	6666 Committee Poulsers - 044 0000
Attimey for Petrtioner:	6666 Security Boulevard 944-8900
	Baltimore, Maryland 20817
Benjamin Bronstein 296-0200	
	Name, Address and phone number of legal owner, contract purchaser or representative
Dun Front	to be contacted.
St hature	D.S. Thaler & Associates
West Susque anna Ave., Suite 205	7115 Ambassador Road 944-3647
Ad ress Phone No.	Address Phone No.
Towson Maryland 21204	OFFICE USE ONLY
Sine Dipode	ESTIMATED LENGTH OF HEARING
	unavailable for Hearing
	Next Two Months
□ △ ?:	REVIEWED BY: 21 DATE 8-31-9-2
	WATE 11 J

ZONING DESCRIPTION

May Ambulance

Beginning at a point on the southwesterly side of White Stone Road, a right-of-way 60 feet wide, at a distance of 380 feet northwesterly from the centerline of Whitehead Road, a right-of-way 70 feet wide, thence running;

- 1. 175.53 feet Northwesterly by a curve to the right having a radius of 300.00' and a chord bearing South 87°39' 54" West 173.04 feet to a point; thence,
- 2. North 75°34' 23" West 365.59 feet to a point; thence,
- 3. North 00°07' 17" East 199.15 feet to a point; thence,
- 4. North 73°00' 00" East 320.97 feet to a point on the Southwesterly side of said White Stone Road, thence binding on said road,
- 5. South 17°00' 00" East 10.00 feet to a point; thence,
- 6. 213.63 feet Southeasterly by a curve to the left having a radius of 680.00 feet and a chord bearing South 26°00' 00" East 212.75 feet to a point; thence,
- 7. South 35°00' 00" Fast 215.13 feet to the point of beginning.

As recorded in the Land Records of Baltimore County in Deed Liber No. 7634 folio 789.

Containing 2.893 acres of land, more or less.

Also being a parcel identified as the "Beltway Building" parcel in the Meadows Industrial Park as recorded in Plat Book No. 45 folio 137 in the First Election District and known as 6707 White Stone Road.



Meadows Pork limits & Partmushins w/s white store Rd (on) 380' W/

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of ____ successive

Zoning Administration & Dovolopment Smagement Changement to sea Chesa, ake avenue to sea Maryland 21234

oda to dale 146 FC65

10-15.92 Learny

Account: R-001-6150

M9300063

THE STATE OF STREET OF THE STATE OF THE STAT 10 TAL: 962.62 A STANK OF COUNTY TO ME MAKE COMMANDED

> 04A04#0111HICHRC Please Make Checks Payable To: Baltimore County

sqi esen

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

Your petition has been received and accepted for filing this 31st day of August, 1992

Zoning Plans Advisory Committee

Petitioner: Meadows Park Limited Partnership, et al Petitioner's Attorney: Benjamin Bronstein

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 21204

DATE: 10.6.92

(410) 887-3353

Headows Park Limited Partnership 6666 Security Bolevard Baltimore, Haryland 20817

CASE NUMBER: 93-63-X W/S White Stone Road, 380' N of c/l Whitehead Road 6707 White Stone Road 1st Election District - 2nd Councilmenic Petitioner(s): Headows Park Limited Partnership/Russel Asset Henegement, Inc. HEARING: THURSDAY, OCTOBER 15, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse.

Dear Petitioner(s):

Please be advised that \$ 62.62 is due for advertising and posting of the above captioned property and hearing date.

THIS FEE MOST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE CROSER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please forward your check via return smil to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 109, Towson, Haryland 21204. Place the case number on the check and make same payable to Baltimore County, Maryland. In order to avoid delay of the issuance of proper credit and/or your Order, immediate attention to this matter is suggested.

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

FROM: Robert W. Bowling, P.E., Chief Developers Engineering Division

for September 21, 1992

compliance with the Landscape Manual.

Item No. 84

RWB:DAK:s

Zoning Advisory Committee Meeting

TO: Arnold Jablon, Director DATE: September 18, 1992

Zoning Administration and Development Management

The Developers Engineering Division has reviewed

the subject zoning item and we feel granting the special

exception should be conditioned on bringing the site into

cc: Benjamin Bronstein, Esq.

Maryland Department of Transportation State Highway Administration

O. James Lighthizer Hal Kassoff

Baltimore County
Item No.: → 84 (JJS)

111 W. Chesapeake Avenue Towson, Maryland 21204

Dear Ms. Winiarski:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration

Please contact David Ramsey at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Teletypewriter for impaired Hearing or Speech
383-7555 Beltimore Metro - 565-6451 D.C. Metro - 1-500-492-5062 Statewide Toll Free
707 North Calvert St., Beltimore, Maryland 21203-0717

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

SEPTEMBER 14, 1992

NOTICE OF HEARING

The Zoning Commissioner of Bultimore County, by authority of the Zoning Act and Regulations of Bultimore County will hold a public bearing on the property identified becain in Room 106 of the County Office Building, 111 W. Chesepeaks Avenue in Touson, Maryland 21204

Room 118, Old Courthouse, 400 Heshington Avenue, Touson, Maryland 21204 as follows:

CASE NUMBER: 93-83-1 W/S White Stone Road, 380' N of c/l Whitehead Road 6707 White Stone Road 1st Election District - 2nd Councilmenic Petitioner(s): Meadows Park Limited Partnership/Russel Asset Management, Inc. HEARTES: THURSDAY, OCTOBER 15, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse.

Special Exception for a service garage.

Zoning Commissioner o Baltimore County

cc: Meadows Park Limited Partnership D. S. Thaler & Associates Benjamin Bronstein, Esq.

MOTE: HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

111 West Chesapeake Avenue

Benjamin Bronstein, Esquire

Towson, MD 21204

Dear Mr. Bronstein:

accordingly.

process with this office.

29 West Susquehanna Avenue, Suite 205

Towson, MD 21204

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE	CORRESPONDENCE

Baltimore County Government
Office of Zoning Administration

October 6, 1992

RE: Item No. 84, Case No. 93-83-X

Partnership, et al

Petitioner: Meadows Park Limited

Petition for Special Exception

(410) 887-3353

and Development Management Office of Planning & Zoning

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans

submitted with the above referenced petition. The attached comments

from each reviewing agency are not intended to indicate the

appropriateness of the zoning action requested, but to assure that all

parties, i.e. Zoning Commissioner, attorney and/or the petitioner, are

made aware of plans or problems with regard to the proposed

Enclosed are all comments submitted thus far from the members of ZAC

that offer or request information on your petition. If additional

comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed

in the hearing file. This petition was accepted for filing on the

date of the enclosed filing certificate and a hearing scheduled

The following comments are related only to the filing of future

zoning petitions and are aimed at expediting the petition filing

1) The Director of Zoning Administration and Development

Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions

filing requirements can file their petitions with this office

without the necessity of a preliminary review by Zoning personnel.

improvements that may have a bearing on this case.

Arnold Jablon, Director - Zoning Administration & Development Management

Office of Planning and Zoning September 15, 1992

SUBJECT: May Ambulance

Item Number:

Meadows Park Limited Partnership Petitioner:

3.0 acres ML-IM Special Exception

Hearing Date: SUPPLARY OF RECOMMENDATIONS: The petitioner is requesting a Special Exception for a service garage in a ML-IM

The Office of Planning and Zoning recommends APPROVAL of the petitioner's request. This site is surrounded by various other transportation oriented uses and this particular use would have no adverse effect to the surrounding communities and businesses. This petitioner previously requested the same special exception

for 6709 Whitestone Road and our office submitted the same comments. Prepared by: hancis movery Division Chief: Erwin McDanul

PK/EMcD/FM: rdn

84.ZAC/ZAC1

Printed on Recycled Paper

Development Review Comm Authorized signature	nittee Response	Form.	09/21/92
Project Name File Number Wai	ver Number	Zoning Issue	Meeting Date
	for developer t	operty) o submit plans fi	
COUNT 1			
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Terry A. and Joan DED DEPRM RP STP TE (om	itted in error)	58 N/C	9/8/92
COUNT 1	=======================================		
FINAL TOTALS COUNT 8			
*** END OF RE	P O R T * * *		

Department of Recreation and Parks Development Review Committee Response	se tota D ()		01-16-
Authorized signature		Dat	:e 9/21/92
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Meadow Parks Limited Partnersh	ip		
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Barry L. And Wilma J. Alderson			
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Terry A. and Joan K. Greenwood	58	9/8/92	
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FINAL TOTALS COUNT 7			
* * * END OF REPORT * *	*		

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SECURITY MEDICAL WALK-IN CLINIC, INC. 6666 SECURITY BLVD. BALTIMORE, MARYLAND 21207 298-4200		
	April 22, 1992	
TO WHOM IT MAY CONCERN:		
May Ambulance Service	provides transport services to	
patients of Security Walk-in-Clinic,	patients of Security Walk-in-Clinic, at 6666 Security Boulevard within the	
Meadows Business Park.	Meadows Business Park.	
Their close proximity to our offices would be of great benefit		
to us and our patients.		
	Sincerely yours,	
WALK IN CLINIC 6666 Security Blvd. Baltimore, MD 21207-4010 298-4200 (301)	Bilal Oureshi M.D.	

PLEASE PRINT CLEARLY PETITIONER(S) SIGN-IN SHEET		
NAME	ADDRESS	
DAUID S. THALER	7115 AMBASSADOR RD	
	BALTIMORE MD 21244	
Mark A. Llewellyn	6666 Security Blvd Balto MD 21207	
LAKRY MAY	6707 Whitestone Rd BAH me 21207	
Den Benstoin	29 W Susqueheam Belt 2204	
·		

93-93 1 10/15 BALT CORE COUNTY, MARY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE TO: Mr. Arnold Jablon, Director Zoning Administration and Development Management DATE: October 8, 1992 FROM: J. Lawrence Pilson JLP MAS
Development Coordinator, DEPRM Zoning Item #84 6707 White Stone Road Zoning Advisory Committee Meeting of September 14, 1992 SUBJECT: If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment. EGEIVED LP:sp 6 1992 **ZONING COMMISSIONER** MEADOWSP/TXTSBP Recld 10/14/92





